

**TRUJILLO RODRIGUEZ & RICHARDS, LLC**

Lisa J. Rodriguez  
8 Kings Highway West  
Haddonfield, NJ 08033  
856-795-9002

and

**TRUJILLO RODRIGUEZ & RICHARDS, LLC**

Ira Neil Richards  
R. Andrew Santillo  
1717 Arch Street, Suite 3838  
Philadelphia, PA 19103  
215-731-9004

**GREENFIELD & GOODMAN, LLC**

Richard D. Greenfield  
7426 Tour Drive  
Easton, MD 21601  
410-745-4149

**Attorneys for Plaintiff**

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW JERSEY**

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**PEARL E. LUCAS**, individually and derivatively  
on behalf of **COMMERCE BANCORP, INC.**

Plaintiff,

v.

**VERNON W. HILL, II**,

Defendant

-and-

**COMMERCE BANCORP, INC.**,

Nominal Defendant.

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CASE NO.: 07-0349 (RBK)

**PLAINTIFF'S NOTICE OF MOTION  
FOR LEAVE TO FILE AN AMENDED COMPLAINT**

TO: William M. Tambussi  
Susan M. Leming  
**BROWN & CONNERY, LLP**  
360 Haddon Avenue  
P.O. Box 539  
Westmont, New Jersey 08108

PLEASE TAKE NOTICE that on November 16, 2007, or as soon thereafter as counsel may be heard, Plaintiff shall move before the United States District Court, District of New Jersey, Mitchell H. Cohen U.S. Courthouse, One John F. Gerry Plaza, Fourth and Cooper Streets, Camden, New Jersey, for leave to file an Amended Complaint pursuant to Federal Rule of Civil Procedure 15(a).

In support of this motion, Plaintiff will rely upon the accompanying Memorandum of Law.

A Proposed Form of Order is enclosed.

Oral Argument is requested if opposed.

Dated: October 19, 2007

Respectfully submitted,

**TRUJILLO RODRIGUEZ & RICHARDS, LLC**

By: s/ Lisa J. Rodriguez  
Lisa J. Rodriguez  
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